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DOCKET 82021RLO  
Customer No. 01333

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Edward B. Gindele

A MULTIREOLUTION BASED  
METHOD FOR REMOVING NOISE  
FROM DIGITAL IMAGES

Serial No. US 09/742,957

Filed 20 December 2000

Commissioner for Patents  
Washington, D.C. 20231

Group Art Unit 2621  
Examiner Jingge Wu

I hereby certify that this correspondence is being  
deposited today with the United States Postal Service  
as first class mail in an envelope addressed to  
Commissioner for Patents, Washington, D.C. 20231.

Paula West  
Paula West

Date: 10-16-03

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Sir:

**ELECTION UNDER 35 USC § 121**

In the Office Action dated October 3, 2003, the Examiner has  
issued a Restriction Requirement to Applicant with respect to the following  
inventions:

- I. Species of Fig. 6;
- II. Species of Fig. 8, an alternative embodiment of I;
- III. Species of Fig. 10;
- IV. Species of Fig. 12, an alternative embodiment of I

Applicant hereby elects the species related to FIG. 6. Claims 10-  
14, 24-48 and 52-56 are therefore cancelled.


Applicant has carefully reviewed the election of species  
requirement set forth by the Examiner. It is true that FIGS. 6, 8, and 10 are  
directed to separate species. Turning to FIG. 12, it shows a particular way to use  
the noise reduced base digital image and a residual digital image produced by the  
embodiment of FIG. 10 to reconstruct a digital image using the base digital image  
and residual digital image produced by the FIG. 10 arrangement. Therefore, it is

not believed that FIG. 12 is a separate species, but should be included within the FIG. 10 species. Applicant believes there are only three separate species. For example, the Examiner's attention is called to claim 25, wherein in element c) the noise reduced base digital images are combined with corresponding residual digital images to produce reconstructed digital images. Applicant believes that although claim 1 reads on FIG. 6, it also reads on the embodiments in FIGS. 8 and 10. The claims to the species of FIGS. 8, 10, and 12 have been deleted, but upon the allowance of claim 1, Applicant believes it is appropriate to recombine all of these claims back into the case. The election of species is as follows.

- |      |                 |  |
|------|-----------------|--|
| I.   | FIG. 6          | Claims 1-9, claims 15-23, claims 49-51, claim 57   |
| II.  | FIG. 8          | Claims 10-14, claims 27-47, claim 54               |
| III. | FIGS. 10 and 12 | Claims 24-26, claim 48, claims 52-53, claims 55-56 |

If the Examiner has any problems with this election, Applicant's attorney would appreciate a telephone call.

Respectfully submitted,

  
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Attorney for Applicants  
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2623



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P.O. Box 1450  
Alexandria, VA. 22313-1450

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Examiner: Jingge Wu

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*Paula West*  
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Transmitted herewith is an amendment in the above-identified application:

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	22	MINUS	58	0	X 18	\$0
INDEP	3	MINUS	13	0	X 86	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					+ 290	\$ 0
					<b>TOTAL</b>	<b>\$0</b>

\* The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☐ Please charge my Eastman Kodak Company Deposit Account No. 05-0225 in the amount of \$0.  
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☒ Any additional filing fees required under 37 CFR 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.  
(For Extensions of Time and other Petitions to the Assistant Commissioner)

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